

**6:30 P.M. Committee on Schools Informational  
Meeting: City Council and School  
Committee RE: School Dept.  
Capital Projects**

**7:40 P.M. Interview with appointees**

**CITY OF LEOMINSTER**

**CITY COUNCIL**

**SEPTEMBER 26, 2005**

**HEARING BEFORE THE CITY COUNCIL, 7:15 P.M.**

17-06      Massachusetts Electric Company: Washington Street: Install one solely owned pole on Washington Street beginning at a point approximately 20 feet south of the centerline of the intersection of High Street. (Public Service)

**HEARING BEFORE THE CITY COUNCIL, 7:20 P.M.**

Loan Order – ordered that the sum of \$17,200,000.00 be and hereby is appropriated to pay costs of remodeling, reconstructing, making extraordinary repairs to and equipping the Southeast School, and for the payment of all other costs incidental and related thereto, and that to raise this appropriation, the Treasurer, with the approval of the Mayor, is authorized to borrow said amount under and pursuant to Chapter 44, Sections 7 and 8 of the General Laws, or pursuant to any other enabling authority, and to issue bonds or notes of the City therefore, and to authorize and direct the appropriate officials of the City to apply for and accept any grants or gifts that may be available to the City on account of this project. (Finance)

**PUBLIC FORUM, 7:45 P.M.**

**REGULAR MEETING OF THE CITY COUNCIL, 8:00 P.M.**

**ROLL CALL**

**COMMUNICATIONS**

- C-32      Relative to the appropriation of \$99,995.00 to the Police Department Capital Outlay Expense Account; same to be transferred from the Excess and Deficiency Account. (Finance)
- C-33      Relative to the appropriation of \$30,000.00 to the Council on Aging Capital Outlay Expense Account; same to be transferred from the Excess and Deficiency Account. (Finance)
- C-34      Relative to the appropriation of \$900.00 to the Street Marking Expense Account; same to be transferred from the Excess and Deficiency Account. (Finance)
- C-35      Relative to the appropriation of \$4,000.00 to the Veterans Department Capital Outlay Expense Account; same to be transferred from the Excess and Deficiency Account. (Finance)
- C-36      Relative to the appropriation of \$37,500.00 to the Debt Service Principle Expense Account; same to be raised by Fiscal Year 2006 Revenue. (Finance)
- C-37      Relative to the appropriation of \$3,500.00 to the Sanitation and Drainage Account; same to be transferred from the Excess and Deficiency Account. (Finance)
- C-38      Relative to the appropriation of \$31,680.00 to the Street Resurfacing Account; same to be transferred from the Chapter 90 Highway State Aid Receipts Reserved for Appropriation Account. (Finance)
- C-39      Relative to the appropriation of \$21,646.00 to the Fire Department Capital Outlay Expense Account; same to be transferred from the Excess and Deficiency Account. (Finance)

09/26/05

## **PETITIONS**

- 19-06 Place 20 m.p.h. speed limit signs on Haskell Avenue and Vista Avenue. (Legal Affairs)
- 20-06 Michael P. Salafia: Request a “No Parking” sign at the corner of 25 Orchard Terrace. (Legal Affairs)
- 21-06 Leominster Recreation Department: Request permission to block off West Street from City Hall to Main Street, down Main Street to Carter Park on October 30, 2005 from 2:00 P.M. until 2:30 P.M. for the annual Halloween Costume Parade. (Public Safety)
- 22-06 New England Farm Workers’ Council: Request permission to use the City Council Chambers to take Fuel Assistance applications on October 17<sup>th</sup>, 20<sup>th</sup>, 26<sup>th</sup>, November 4<sup>th</sup>, 7<sup>th</sup>, 21<sup>st</sup>, 28<sup>th</sup>, December 5<sup>th</sup>, 12<sup>th</sup>, 19<sup>th</sup>, 29<sup>th</sup>, 2005 and January 5<sup>th</sup>, 9<sup>th</sup>, 19<sup>th</sup>, 23<sup>rd</sup>, 30<sup>th</sup>, February 6<sup>th</sup>, 13<sup>th</sup>, 24<sup>th</sup>, 27<sup>th</sup>, March 6<sup>th</sup>, 13<sup>th</sup>, 24<sup>th</sup>, 27<sup>th</sup>, April 10<sup>th</sup>, 20<sup>th</sup>, and 27<sup>th</sup>, 2006. (City Property)

## **APPOINTMENTS**

Election Officers 2005-2006 – Christopher Chiumento, Mary Ann Bonneau, Patricia Corriea, Mildred Porell and Therese Lomme.

## **MATTERS BEFORE THE CITY COUNCIL**

### **APPOINTMENTS**

Election Officers 2005-2006 – Paul Janda, Florence Zarrella, Bernice Bangrazi, Doris DeCicco, Rita Trainque, Theresa Waugh, Janet Brown

Reserve Firefighters – Nicholas Miller, Jeffrey M. Vaillette, Robert A. DiMarzio

Leominster Public Library Board of Trustees, Kathleen Reynolds Daigneault – term to expire April 15, 2006 (to fill unexpired term of Robert Allen.)

09/26/05

## **MATTERS BEFORE THE CITY COUNCIL, continued**

### **FINANCE**

- C-26      Relative to the appropriation of \$175,000.00 to the Interest on Loans Expense Account; same to be transferred from the Excess and Deficiency Account.
- C-27      Relative to the appropriation of \$11,328.01 to the Sewer Expense Account; same to be transferred from the Excess and Deficiency Account.
- C-28      Relative to the appropriation of \$50,000.00 to the Assessor's Property Revaluation Expense Account; same to be transferred from the Excess and Deficiency Account.
- C-29      Relative to the appropriation of \$529,217.93 to the School Department Transportation Expense Account; same to be transferred from the Excess and Deficiency Account.
- C-30      Relative to the appropriation of \$314,626.29 to the Water Department Capital Outlay Expense Account; same to be transferred from the Excess and Deficiency Account.
- C-31      Relative to the appropriation of \$40,000.00 to the Highway Overtime Account; same to be transferred from the Excess and Deficiency Account.

### **PUBLIC SERVICE**

- 17-06      Massachusetts Electric Company: Washington Street: Install one solely owned pole on Washington Street beginning at a point approximately 20 feet south of the centerline of the intersection of High Street.

### **LEGAL AFFAIRS**

- 1-06      Thomas Shea, on behalf of Margot Xarras, Philip F. Desmarais and Dave Aronson: Change the zoning district of the land located at the intersection of Jytek Drive and Central Street from Industrial to Commercial as shown on Assessor's Map 499 as lots 12, 21, 22 and 36.
- 18-06      John Dombrowski: Install three, 30 m.p.h., speed limit signs along Legate Hill Road.

09/26/05

## **OLD BUSINESS**

2<sup>nd</sup> Reading Loan Order - that the sum of \$17,200,000.00 be and hereby is appropriated to pay costs of remodeling, reconstructing, making extraordinary repairs to and equipping the Southeast School, and for the payment of all other costs incidental and related thereto, and that to raise this appropriation, the Treasurer, with the approval of the Mayor, is authorized to borrow said amount under and pursuant to Chapter 44, Sections 7 and 8 of the General Laws, or pursuant to any other enabling authority, and to issue bonds or notes of the City therefore, and to authorize and direct the appropriate officials of the City to apply for and accept any grants or gifts that may be available to the City on account of this project.

2<sup>nd</sup> Reading Ordinance – amend Chapter 22 of the Revised Ordinances entitled “Zoning” by changing the Leominster Zoning Map, so that a portion of a parcel of land located off Orchard Hill Park Drive and Pioneer Drive, identified as Parcel #4 on a map entitled “Plan to Accompany a Petition for Zoning Change, “ by Whitman & Bingham Associates, date June 8, 2005, as on file with the City Clerk, is changed from Rural Residence (RR) to Industrial (I), total area to be rezoned being approximately 3.86 acres. (Legal Affairs Petition #108-05)

## **NEW BUSINESS**

1<sup>st</sup> Reading Ordinance – amend Chapter 22 of the Revised Ordinances entitled “Zoning” to change the Leominster Zoning Map, so that a parcel of property, identified as Assessors Map 227, Lot 5A, located at 111 Crawford Street, which is currently zoned partially Industrial and partially Residence B, is located entirely in the Industrial zone. ( Legal Affairs Petition #96-05)

1<sup>st</sup> Reading Ordinance – amend Chapter 13, Section 13-24.5 of the Revised Ordinances entitled “Parking Prohibitions – Towing Zone” by inserting “Main Street (west side) from Ferdinand Passway to Pine Grove Avenue.” (Legal Affairs - Petition #12-06)

1<sup>st</sup> Reading Ordinance – amend Chapter 13, Section 13-24.5 of the Revised Ordinances entitled “Parking Prohibitions – Towing Zone” by deleting subsections (d), (e) and (f) in their entirety and substituting new subsections (d), (e), and (f) regarding parking on the Whalom Lakefront area of Main Street; also amend Section 13-28 entitled “Angle Parking” to allow angle parking on Main Street (east side) from Lakeside Avenue for four hundred feet in a northerly direction.(Legal Affairs – Petition 13-06)

09/26/05

## **TABLED COMMUNICATIONS UPON WHICH ACTION IS PROPOSED**

### **LEGAL AFFAIRS**

- C-9            Dean J. Mazzaella, Mayor: Request authorization to file a home rule petition authorizing the City of Leominster to grant one (1) additional license for the sale of alcoholic beverages.
- C-10          Dean J. Mazzaella, Mayor: Request authorization to file a home rule petition authorizing the City of Leominster to grant one (1) additional license for the sale of alcoholic beverages.
- C-11          Dean J. Mazzaella, Mayor: Request authorization to file a home rule petition authorizing the City of Leominster to grant one (1) additional license for the sale of alcoholic beverages.
- C-12          Dean J. Mazzaella, Mayor: Request authorization to file a home rule petition authorizing the City of Leominster to grant one (1) additional license for the sale of alcoholic beverages.
- C-13          Dean J. Mazzaella, Mayor: Request authorization to file a home rule petition authorizing the City of Leominster to grant one (1) additional license for the sale of alcoholic beverages.

## **TABLED PETITIONS UPON WHICH ACTION IS PROPOSED**

### **LEGAL AFFAIRS**

- 114-05        Ronald J. Booth, An Individual Owning Land to be Affected by Change: Amend Chapter 22, Article II, Section 22-16 of the Revised Zoning Ordinances entitled "Generally Permitted Uses" by creating new subsections 16.9, 16.9.1 and 16.9.2 which will allow by Special Permit from the City Council, one undeveloped lot that has been in existence as of July 1, 2005 and not more than 40,000 square feet, be used for a service building (i.e., restaurant, bank, drug store and the like) intended to support the nearby industrial uses.

09/26/05

**TABLED PETITIONS UPON WHICH ACTION IS PROPOSED, continued****LEGAL AFFAIRS, continued**

- 115-05      John Souza, Planning Board Chairman and Andrew Taylor, Acting Planning Director on behalf of the Leominster Planning Board: Amend the Leominster Zoning Ordinance dated July 10, 2001 with amendments through December 10, 2004 for the purpose of adding the following: 16.9.2 – In a case of undeveloped lots of 1.5 acres or less in the Industrial Zone by Special Permit of the Leominster City Council a use Variance may be issued for a non-conforming business if it is determined that there is no practical industrial use for this land; the use variance must comply with the zoning requirements for BA District found in the Leominster Zoning Ordinance – Table of Uses.

Lynn A. Bouchard  
City Clerk  
September 22, 2005